

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

GREGORY HARDY,
Plaintiff,

Case No. 02-40255

vs.

ROBERT VIETA,
Defendant

HONORABLE PAUL V. GADOLA
HONORABLE STEVEN D. PEPE

**ORDER STRIKING PLAINTIFF'S
MOTIONS FOR CLARIFICATION (DKT. # 159) AND SANCTIONS (DKT. #160)
AND ORDERING PLAINTIFF TO REFRAIN FROM FURTHER *PRO SE* FILING**

All pretrial proceedings have been referred to the undersigned pursuant to 28 U.S.C §636 (b)(1)(A) and (B). Plaintiff was assigned counsel on April 23, 2007, and filed the present motions on April 24, 2007, and April 27, 2007.

Plaintiff's motion for sanctions (Dkt. #160) requests sanctions against Defendant for allegedly failing to produce the records ordered to be produced by the undersigned on March 30, 2007. Yet, Defendant did produce the records and an order resolving Plaintiff's outstanding motion for clarification on the issue relevant to the records was filed April 30, 2007 (Dkt. # 160). Plaintiff's motion for sanctions was filed later that same day. Plaintiff dated that motion April 25, 2007 – two days after he was assigned counsel. Likewise, Plaintiff's latest motion for clarification was filed April 24, 2007, again, after Plaintiff was assigned counsel. Plaintiff is instructed to refrain from further *pro se* filing. All further filings are to go through his assigned counsel. Docket entries No. 159 and No. 160 are hereby stricken from the record.

SO ORDERED.

Dated: May 3, 2007
Flint, Michigan

s/Steven D. Pepe
United States Magistrate Judge

Certificate of Service

I hereby certify that on May 3, 2007, I electronically filed the foregoing paper with the Clerk of the Court using the ECF system which will send notification of such filing to the following: Kevin R. Himebaugh, John S. LeRoy, and I hereby certify that I have mailed by United States Postal Service the paper to the following non-ECF participants: Gregory Hardy #252393, Ionia Maximum Correctional Facility, 1576 W. Bluewater Hwy., Ionia, MI 48846

s/James P. Peltier
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